SUSTINUTES 386-LAK Document 9 Filed 08/14/2007 Page 1 of 1 DOCUMENT WOOD, J ELECTRONICALLY FILED AUG 15 2007 DATE FILED: NITED STATES DISTRICT COUR SOUTHERN DISTRICT OF NEW YORK JUDGE KAPLAN'S CHAMBERS WESTCHESTER BUILDING COMPANY, LLC. 07 CIV 6386 (LAK) Plaintiff, -against-

:

<u>STIPULATION</u>

-agamst.

AMERIQUEST MORTGAGE COMPANY,

Defendant.

IT IS HEREBY STIPULATED AND AGREED by and among counsel of record for Plaintiff Westchester Building Company, LLC and Defendant Ameriquest Mortgage Company ("Defendant") that the time for Defendant to answer, move or otherwise respond to the Complaint herein is extended, upon this first request, from August 13, 2007 to and including August 31, 2007;

IT IS FURTHER STIPULATED AND AGREED that Defendant waives any objection to service of process.

IT IS FURTHER STIPULATED AND AGREED that a facsimile signature on this stipulation shall be deemed an original and that the stipulation may be signed in counterparts.

Dated: New York, NY August 10, 2007

MORRISON COHEN LLP

Domain H. Chase (DC-6708)

Jay R. Speyer (18-9812)

909 Third Avenue New York, New York 10022 (212) 735-8600

Attorneys for Defendant

ITKOWITZ & HARWOOD

Jay B. Itkowitz (JBI-5349)

305 Broadway, 7<sup>th</sup> Floor New York, New York 10007 (646) 822-1801

8-13-07

Attorney for Pari PRDERED:

KIMBA M. WOOD

PART I